

MESSAGE NO: 9313112 MESSAGE DATE: 11/09/1998

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-351-406

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/1996 TO 12/31/1996

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION FOR CERTAIN AGRICULTUREAL TILLAGE TOOLS FROM BRAZIL
PRODUCED BY MARCHESAN (C-351-406-002) FOR THE PERIOD 1/1/1996 THROUGH
12/31/1996

MESSAGE NO: 9313112

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CASES: C - 351 - 406

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PERIOD COVERED: 01 01 1996 TO 12 31 1996

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: LIQUIDATION FOR CERTAIN AGRICULTUREAL TILLAGE TOOLS FROM
BRAZIL PRODUCED BY MARCHESAN (C-351-406-002) FOR THE
PERIOD 1/1/1996 THROUGH 12/31/1996

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER
OF OCTOBER 1, 1998 (63 FR 52684), THE FINAL RESULTS OF ITS
ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER ON
CERTAIN AGRICULTURAL TILLAGE TOOLS FROM BRAZIL FOR MARCHESAN
IMPLEMENTOS AGRICOLAS, S.A. (MARCHESAN) (C-351-406-002), FOR
THE JANUARY 1, 1996 THROUGH DECEMBER 31, 1996 PERIOD. NO
COUNTERVAILING DUTY ADMINISTRATIVE REVIEW WAS CONDUCTED FOR
THE REMAINING EXPORTERS/MANUFACTURERS COVERED BY THIS ORDER.

2. IMPORTS COVERED BY THE REVIEW ARE SHIPMENTS OF CERTAIN ROUND SHAPED AGRICULTURAL TILLAGE TOOLS (DISCS) WITH PLAIN OR NOTCHED EDGE, SUCH AS COLTERS AND FURROW-OPENER BLADES. SUCH MERCHANDISE IS CLASSIFIABLE UNDER ITEM NUMBERS 8432.21.00, 8432.29.00, 8432.80.00, AND 8432.90.00 OF THE HARMONIZED TARIFF SCHEDULE.
3. THE NET SUBSIDY WAS FOUND TO BE ZERO PERCENT VALOREM FOR MARCHESAN FOR THE PERIOD JANUARY 1, 1996 THROUGH DECEMBER 31, 1996.
4. ACCORDINGLY, YOU ARE TO LIQUIDATE AT ZERO PERCENT OF THE ENTERED VALUE ALL SHIPMENTS OF CERTAIN AGRICULTURAL TILLAGE TOOLS FROM MARCHESAN EXPORTED ON OR AFTER JANUARY 1, 1996 AND ON OR BEFORE DECEMBER 31, 1996. AUTOMATIC LIQUIDATION INSTRUCTIONS WERE ISSUED FOR ALL SHIPMENTS FROM OTHER MANUFACTURERS/EXPORTERS DURING THE PERIOD IN MESSAGE #8346112 DATED DECEMBER 12, 1997.
5. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON SHIPMENTS OR ENTRY SUMMARIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.
6. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE DECEMBER 31, 1996 IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS

MERCHANDISE EXPORTED AFTER DECEMBER 31, 1996 WILL CONTINUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT GAYLE LONGEST AT 202-482-3338, OF THE OFFICE OF CVD/AD ENFORCEMENT VI, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.
8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party